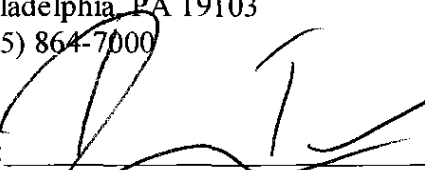
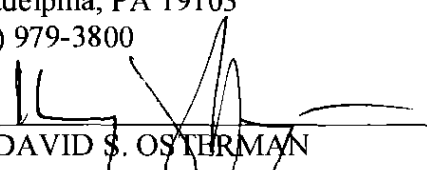


**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA**

ALLSTATE INSURANCE COMPANY as) Subrogee of SANDRA SIMPSON)) <div style="text-align: right;">Plaintiff,</div>) v.)) BATH & BODY WORKS/WHITE BARN) CANDLE COMPANY,) <div style="text-align: right;">Defendant.</div>))	CIVIL ACTION NO. 04-CV-229J
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STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Allstate Insurance Company as Subrogee of Sandra Simpson and Defendant Bath & Body Works, Inc.(incorrectly captioned as Bath & Body Works/White Barn Candle Company), through their attorneys, that the within action, as well as all causes of action based thereon, shall be and hereby is **DISMISSED WITH PREJUDICE**. Each party to bear it own costs, including attorneys' fees.

White and Williams, LLP 1800 One Liberty Place Philadelphia, PA 19103 (215) 864-7000 By:  BRIAN E. TETRO Attorneys for Plaintiff Dated: <u>1-23</u> , 200 <u>6</u>	McCarter & English, LLP Mellon Bank Building 1735 Market Street, Suite 700 Philadelphia, PA 19103 (215) 979-3800 By:  DAVID S. OSTHERMAN HENRY J. NOYE Attorneys for Defendant Dated: <u>2-16</u> , 200 <u>6</u>
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CERTIFICATE OF SERVICE

I, Henry J. Noye, hereby certify that on this date I caused a true and correct copy of the foregoing Stipulation of Dismissal to be served via first class mail upon the following:

Brian E. Tetro, Esquire
White and Williams, LLP
1800 One Liberty Place
Philadelphia, PA 19103
Attorney for Plaintiff
Allstate Insurance Company as
Subrogee of Sandra Simpson

Dated: _____

2-16-06



Henry J. Noye